of this Resolution have been forwarded to the Supreme Court, all High Courts and to the Bar Council of India for taking necessary follow-up action. The matter is under examination of the Bar Council of India.

Committee to go into the problems of advocates

1491. SHRI O. P. KOHLI: Will the PRIME MINISTER be pleased to state:

(a) whether there was a proposal to appoint a Committee to go into the problems of the advocates who go on strikes frequently;

(b) if so, whether that Committee has been appointed and if not, the reasons therefor;

(c) whether the Committee has tendered any report and if so, the details thereof; and

(d) the action taken by Government thereon?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) and (b) A resolution adopted by the Chief Ministers and Chief Justices in their meeting held in December, 1993 recommended the constitution of committees of lawyers and judges at the appropriate levels to go into problems concerning lawyers' strikes and evolve appropriate guidelines for preventing indiscriminate closure of Courts. Copies of this Resolution have been forwarded to the Supreme Court, all High Courts and the Bar Council of India for taking necessary follow-up action. The matter is under examination of the Bar Council of India.

(c) and (d) Do not arise.

Amendment of Evidence Act

1492. SHRI O. P. KOHLI: Will the PRIME MINISTER be pleased to state:

(a) whether Government were studying a judgement relating to loopholes in the Evidence Act;

(b) whether the study has been completed;

(c) if so, the outcome thereof; and

(d) the action taken to amend the Evidence Act alongwith details of the Sections to be so amended?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) to (d) Government have studied the judgement dated 28th October, 1991 delivered by the Special Judges appointed under the Terrorist and Disruptive Activities (Prevention) Act, 1987, Rajkot District in Session's Case No. 23|89-State vs. Amiruddsinh Mahipatsinh Jadeja and another wherein the learned judge has observed that now the time is ripe to make changes in the legal processes by the Legislative Assembly and Hon'ble Parliament and in such circumstances, until the Parliament makes necessary amendment in Section 25 of the Evidence Act, it cannot in the present situation be expected by the court that legally reliable evidence would come before the court. It has not been considered necessary to make any changes in the existing provisions of the Indian Evidence Act, 1872.

Section 5 of Companies Act

1493. SHRI ASHOK MITRA: Will the PRIME MIISTER be pleased to state:

(a) the contents of the recent clarification issued on the provisions of Section 5 of the Companies Act, 1956 concerning the meaning of 'an officer in default';

(b) whether this clarification is in conflict with any recent judicial pronouncement; and

(c) whether ordinary Directors and part-time Directors would come under the ambit of this Section?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ):(a) to (c) As per circular dated 24-6-94 issued by the Department